

**COMMON COUNCIL**  
**SPECIAL MEETING MINUTES**  
**THURSDAY, AUGUST 31, 2006 – 6:00 P.M.**  
**COUNCIL CHAMBERS/CITY HALL/ONE CIVIC SQUARE**

**MEMBERS PRESENT:**

Mayor James Brainard, Council President Richard L. Sharp, Council Members, Brian D. Mayo, Joseph C. Griffiths, Fredrick J. Glaser, Ronald E. Carter, Mark Rattermann, Clerk-Treasurer Diana L. Cordray and Deputy Clerk-Treasurer Lois Fine.

Councilor Kevin Kirby was not in attendance.

Carmel Police Chaplain, George Davis, pronounced the Invocation.

Mayor Brainard led the pledge of allegiance.

**RECOGNITION OF CITY EMPLOYEES AND OUTSTANDING CITIZENS:**

Mayor Brainard recognized the Carmel Engineering Department.

**APPROVAL OF MINUTES:**

Councilor Mayo made a motion to approve the Minutes of the August 21, 2006 Regular Meeting. Councilor Griffiths seconded. There was no Council discussion. Council President Sharp called for the question. The Minutes were approved 6-0.

**RECOGNITION OF PERSONS WHO WISH TO ADDRESS THE COUNCIL:**

There were none.

**COUNCIL, MAYORAL AND CLERK-TREASURER COMMENTS/OBSERVATIONS:**

Council President Sharp, Councilor Carter and Councilor Rattermann discussed the proposed amended Carmel Development Plan regarding additional retail/commercial on Towne Road and the signage standards in the Village of West Clay.

**ACTION ON MAYORAL VETOES:**

There were none.

## **COMMITTEE REPORTS:**

Councilor Rattermann reported that the Finance, Administration and Rules Committee had not met.

Councilor Glaser reported that the Land Use, Annexation and Economic Development Committee had not met.

Councilor Carter reported that the Parks, Recreation and Arts Committee had not met.

Council President Sharp reported that the Utilities, Transportation and Public Safety Committee had not met.

## **OLD BUSINESS**

There was none.

## **PUBLIC HEARINGS**

Council President Sharp announced the **Second Reading of Ordinance D-1820-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Vacating a Portion of Public Right-Of-Way (Rangeline Road and City Center Drive, Parcel #5). Councilor Carter made a motion to move this item into business. Councilor Mayo seconded. There was no Council discussion. Council President Sharp opened the Public Hearing at 6:13 p.m. Seeing no one who wished to speak, Council President Sharp closed the Public Hearing at 6:13:30 p.m. There was no Council discussion. Councilor Carter moved to approve Ordinance D-1820-06. Councilor Griffiths seconded. There was no Council discussion. Council President Sharp called for the question. **Ordinance D-1820-06** was adopted 6-0.

Council President Sharp announced the **First Reading of Ordinance D-1828-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing the Appropriations for the 2007 Budget (\$70,498,879). Councilor Mayo made a motion to move this item into business. Councilor Griffiths seconded. Council President Sharp referred to Mayor Brainard for a presentation to Council. Mayor Brainard referred to Curt Coonrod for a presentation to Council. There was brief Council discussion. Council President Sharp referred Ordinance D-1828-06 to the committee of the whole on Monday, September 18, 2006 at 5:00 p.m.

## **NEW BUSINESS**

Council President Sharp announced the **First Reading of Ordinance D-1822-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 4, Article 1, Division III, Section 4-26(c)(1) of the Carmel City Code (Door-To-Door Vendors). Councilor Glaser made a motion to move this item into business. Councilor Griffiths seconded. Councilor Glaser referred to Doug Haney, City Attorney, for a presentation to Council.

**Ordinance D-1828-06 (continued).** Council President Sharp opened the Public Hearing at 6:40 p.m. Seeing no one who wished to speak, Council President Sharp closed the Public Hearing at 6:40:30 p.m.

## **Ordinance D-1822-06 (continued)**

There was brief Council discussion. Council President Sharp referred Ordinance D-1822-06 to the Utilities, Transportation and Public Safety Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-1823-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Fixing Salaries of Appointed Officers and Employees of the City of Carmel, Indiana, for the Year 2007. Councilor Mayo made a motion to move this item into business. Councilor Carter seconded. Council President Sharp referred to Barb Lamb, Director, Human Resources, for a presentation to Council. Barb Lamb submitted an amended version to Council for review. There was brief Council discussion. Councilor Mayo asked for clarification on page 2, lines 24-25 (Police Department); page 4, lines 7-9 (Fire Department) and page 4 lines 19-23 (Fire Department). Council President Sharp referred Ordinance D-1823-06 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-1826-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Fixing the Salaries of Appointed Officers and Employees of the Clerk-Treasurer, City of Carmel, Indiana, for the Year 2007. Councilor Mayo made a motion to move this item into business. Councilor Glaser seconded. Councilor Glaser presented this item to Council. There was no Council discussion. Council President Sharp referred Ordinance D-1826-06 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-1827-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Fixing Salaries of Appointed Officers and Employees of the Carmel City Court for the Year 2007. Councilor Mayo made a motion to move this item into business. Councilor Glaser seconded. Councilor Glaser presented this item to Council. There was no Council discussion. Council President Sharp referred Ordinance D-1827-06 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Sharp announced **Resolution CC-08-31-06-01**; A Resolution of the Common Council of the City of Carmel, Indiana, to set The 2007 General Fund Tax Levy and Rate. Councilor Mayo made a motion to move this item into business. Councilor Glaser seconded. Council President Sharp passed the gavel to Councilor Glaser to present this item to Council. There was brief Council discussion. Councilor Mayo made a motion to approve Resolution CC-08-31-06-01. Councilor Glaser seconded. There was no Council discussion. Councilor Glaser called for the question.

**Resolution CC-08-31-06-01** was adopted 6-0.

Council President Sharp reclaimed the gavel from Councilor Glaser.

Council President Sharp announced **Resolution CC-08-31-06-03**; A Resolution of the Common Council of the City of Carmel, Indiana, Determining that no TIF (Tax Increment Financing) Tax shall be levied Pursuant to Indiana Code 6-1.1-21.2-12 for Calendar Year 2007. Councilor Mayo made a motion to move this item into business. Councilor Glaser seconded. Council President Sharp passed the gavel to Councilor Glaser to present this item to Council. There was brief Council discussion. Councilor Sharp made a motion to approve Resolution CC-08-31-06-03. Councilor Griffiths seconded. There was no Council discussion. Councilor Glaser called for the question.

**Resolution CC-08-31-06-03** was approved 6-0.

Council President Sharp reclaimed the gavel from Councilor Glaser.

## OTHER BUSINESS

**Second Reading of Ordinance D-1782-05**; An Ordinance of the Common Council of the City of Carmel, Indiana to Vacate a Segment of Right-Of-Way for River Road; Sponsor: Councilor Glaser. TABLED 12/19/05. Councilor Glaser referred to Zeff Weiss, Attorney, Ice Miller, 3400 One American Square, representing Martin Marietta. Mr. Weiss requested Council to move this item forward. Council President Sharp asked for a motion to lift this item from the Table. No motion was offered. There was brief Council discussion. Council President Sharp asked for a motion to lift this item from the Table. Councilor Griffiths made a motion to lift Ordinance D-1782-05 from the Table. Councilor Rattermann seconded. There was no Council discussion. Council President Sharp called for the question. The motion to lift this item from the Table was approved 5-1 (Councilor Glaser opposed). There was brief Council discussion. Councilor Glaser referred to Doug Haney, City Attorney, for clarification. Council President Sharp referred Ordinance D-1782-05 to the Land Use, Annexation and Economic Development Committee for further review and consideration.

## ANNOUNCEMENTS

There were none.

## EXECUTION OF DOCUMENTS

Mayor Brainard adjourned the meeting at 7:17 p.m.

## ADJOURNMENT

Respectfully submitted,

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Clerk-Treasurer Diana L. Cordray, IAMC

Approved,

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Mayor James Brainard

ATTEST:

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Clerk-Treasurer Diana L. Cordray, IAMC